

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-10581 NMG

YVETTE LOCKHART-BEMBERY, )  
Plaintiff )  
VS. )  
TOWN OF WAYLAND POLICE DEPARTMENT, )  
ROBERT IRVING, in his capacity as CHIEF OF THE )  
WAYLAND POLICE DEPARTMENT and )  
DANIEL SAURO )  
Defendants )

**DEFENDANTS' FIRST SUBMISSION FOR SUGGESTED SPECIAL VERDICT  
QUESTIONS FOR THE JURY**

Now comes the Defendants in the above-entitled case and, file this request for Special Verdict Questions for the Jury:

**FEDERAL CIVIL RIGHTS CLAIM**

v. Daniel Sauro:

Q.1. Did Sergeant Daniel Sauro violate Yvette Lockhart-Bembery's federal civil rights on February 6, 2002?

A. Yes \_\_\_\_\_ No \_\_\_\_\_

**STATE CIVIL RIGHTS CLAIM**

v. Daniel Sauro

Q.2. Did Sergeant Daniel Sauro violate Yvette Lockhart-Bembery's state civil rights by the use of threats, intimidation, or coercion on February 6, 2002?

A. YES \_\_\_\_\_ NO \_\_\_\_\_

**NEGLIGENCE CLAIM**

v. Daniel Sauro:

Q. 3. Did Sergeant Daniel Sauro, acting as a reasonable police officer under the circumstances, breach any duty of care owed to Yvette Lockhart-Bembery on February 6, 2002?

A. Yes \_\_\_\_\_ No \_\_\_\_\_

Q. 4. Was Sergeant Daniel Sauro the proximate cause of injuries sustained by Yvette Lockhart-Bembery?

A. Yes \_\_\_\_\_ No \_\_\_\_\_

Q. 5. Was the plaintiff Yvette Lockhart-Bembery the proximate cause of her own injuries?

A. Yes \_\_\_\_\_ No \_\_\_\_\_

Q. 6. What apportion do you find that the plaintiff Yvette Lockhart-Bembery and/or Daniel Sauro were negligent?

Yvette Lockhart-Bembery Percentage \_\_\_\_\_

Daniel Sauro Percentage \_\_\_\_\_

Respectfully submitted  
The Defendants  
By their attorneys,

/s/ Jeremy I. Silverfine  
\_\_\_\_\_  
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